

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF PUERTO RICO

IN RE:

NILDA RIOS RIVERA

DEBTOR

CASE NO 19-04116 MCF

CHAPTER 13

**DEBTOR'S REPLY TO TRUSTEE'S MOTION TO DISMISS  
DOCKET NO. 26**

TO THE HONORABLE COURT:

**COMES NOW, NILDA RIOS RIVERA**, the Debtor in the above captioned case, through the undersigned attorney, and very respectfully states and prays as follows:

1. On November 18, 2020, the Chapter 13 Trustee filed a *Trustee's Motion to Dismiss*, Docket No. 26, on the grounds that the Debtor was in arrears in the confirmed Plan payments, in the above captioned case.

2. That on December 14, 2020, the Debtor filed a request to convert the above captioned Chapter 13 case to a case under Chapter 7 of the Bankruptcy Code, Docket No. 27, in the present case.

3. Based on the aforementioned, the Debtor respectfully requests this Honorable Court that upon conversion to a case under Chapter 7, to deny the Trustee's motion for dismissal, Docket No. 26 since upon conversion to Chapter 7, said motion for dismissal becomes "moot".

**WHEREFORE** the Debtor respectfully prays that based on the above stated grounds, the Trustee's motion for dismissal, Docket No. 26, be denied.

**I HEREBY CERTIFY** that on this same date a copy of this notice was sent via electronically with the Clerk of the Court using CM/ECF systems which will send notifications of such to the Chapter 13 Trustee Jose Ramon Carrion Morales, Esq., the US. Trustee's Office and to all CM/ECF participants; and also I certify that I have mailed by

United States Postal Service copy of this motion to the following non-participant: the Debtor, Nilda Rios Rivera, Urb Paseos del Rio 269 14<sup>th</sup> Street Caguas PR 00725, in the above captioned case.

**RESPECTFULLY SUBMITTED.** In San Juan, Puerto Rico, this 15<sup>th</sup> day of December, 2020.

/s/ **Roberto Figueroa Carrasquillo**  
USDC #203614  
RFIGUEROA CARRASQUILLO LAW OFFICE PSC  
ATTORNEY FOR the DEBTOR  
PO BOX 186 CAGUAS PR 00726-0816  
TEL 787-744-7699 787-963-7699  
FAX 787-746-5294  
EMAIL: [rfc@rfigueroalaw.com](mailto:rfc@rfigueroalaw.com)